

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re EXODUS COMMUNICATIONS, INC.
SECURITIES LITIGATION

Master File No. C-01-2661-MMC

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

~~PROPOSED~~ AMENDED FINAL
JUDGMENT AND ORDER OF DISMISSAL
WITH PREJUDICE

DATE: October 31, 2008

TIME: 9:00 a.m.

COURTROOM: The Honorable
Maxine M. Chesney

1 This matter came before the Court for hearing pursuant to the Order of this Court, dated July
2 15, 2008, on the application of the Parties for approval of the settlement set forth in the Stipulation
3 of Settlement dated as of April 9, 2008, and the Amendment to the Stipulation of Settlement filed on
4 October 7, 2008 (collectively, the "Stipulation"). Due and adequate notice having been given to the
5 Settlement Class as required in said Order, and the Court having considered all papers filed and
6 proceedings had herein and otherwise being fully informed in the premises and good cause
7 appearing therefore, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

8 1. This Judgment incorporates by reference the definitions in the Stipulation, and all
9 terms used herein shall have the same meanings as set forth in the Stipulation, unless otherwise set
10 forth herein.

11 2. This Court has jurisdiction over the subject matter of the Litigation and over all
12 Parties to the Litigation, including all Members of the Settlement Class.

13 3. Pursuant to Federal Rule of Civil Procedure 23, this Court hereby approves the
14 settlement set forth in the Stipulation and finds that said settlement is, in all respects, fair, just,
15 reasonable, and adequate to the Settlement Class and Defendants.

16 4. The Court finds the objections submitted by Seema Godiwala, Michael Scott and
17 Albert W. King to be without merit and hereby overrules each of these objections.

18 5. Except as to any individual claim of those Persons (identified in Exhibit 1 hereto)
19 who have validly and timely requested exclusion from the Settlement Class, the Litigation and all
20 claims contained therein, as well as all of the Released Claims, are dismissed with prejudice as to the
21 Lead Plaintiffs, Representative Plaintiffs and the other Members of the Settlement Class, as against
22 the Defendants and their Related Parties. The Parties are to bear their own costs, except as otherwise
23 provided in the Stipulation.

24 6. The Court finds that the Stipulation and settlement are fair, just, reasonable, and
25 adequate as to each of the Parties, and that the Stipulation and settlement are hereby finally approved
26 in all respects, and the Parties are hereby directed to perform its terms.

27 7. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, the Court hereby
28 certifies, for purposes of effectuating this settlement, a Settlement Class of all Persons who acquired
~~PROPOSED~~ AMENDED FINAL JUDGMENT AND ORDER OF DISMISSAL WITH
PREJUDICE - C-01-2661-MMC

1 securities of Exodus during the period between April 20, 2000 and September 25, 2001, inclusive,
2 including but not limited to any of the common stock and 5-1/4% convertible notes issued in
3 Exodus' February 2001 public offerings. Excluded from the Settlement Class are Defendants,
4 members of the immediate families of the Individual Defendants, any entity in which any Defendant
5 has or had majority voting control, current or former directors and officers of Exodus, and the legal
6 representatives, heirs, successors, or assigns of any such excluded Person. Also excluded from the
7 Settlement Class are those Persons who timely and validly requested exclusion from the Settlement
8 Class pursuant to the Notice of Pendency and Proposed Settlement of Class Action.

9 8. With respect to the Settlement Class, this Court finds for the purposes of effectuating
10 this settlement that (a) the Members of the Settlement Class are so numerous that joinder of all
11 Settlement Class Members in the Litigation is impracticable; (b) there are questions of law and fact
12 common to the Settlement Class which predominate over any individual questions; (c) the claims of
13 the Lead Plaintiffs and the Representative Plaintiffs are typical of the claims of the Settlement Class;
14 (d) the Lead Plaintiffs, the Representative Plaintiffs and Co-Lead Counsel have fairly and adequately
15 represented and protected the interests of all of the Settlement Class Members; and (e) a class action
16 is superior to other available methods for the fair and efficient adjudication of the controversy,
17 considering: (i) the interests of the Members of the Settlement Class in individually controlling the
18 prosecution of the separate actions; (ii) the extent and nature of any litigation concerning the
19 controversy already commenced by Members of the Settlement Class; (iii) the desirability or
20 undesirability of continuing the litigation of these claims in this particular forum; and (iv) the
21 difficulties likely to be encountered in the management of the Litigation.

22 9. Upon the Effective Date hereof, the Lead Plaintiffs, the Representative Plaintiffs and
23 each of the Settlement Class Members shall be deemed to have, and by operation of this Judgment
24 shall have, fully, finally, and forever released, relinquished and discharged all Released Claims
25 against the Released Persons, whether or not any such Settlement Class Member executes and
26 delivers the Proof of Claim and Release.

27 10. All Settlement Class Members are hereby forever barred and enjoined from
28 prosecuting any of the Released Claims against the Released Persons.

1 11. Upon the Effective Date hereto, each of the Defendants shall be deemed to have, and
2 by operation of this Judgment shall have, fully, finally, and forever released, relinquished and
3 discharged each and all of the Settlement Class Members and counsel to the Lead Plaintiffs and the
4 Representative Plaintiffs from all claims (including Unknown Claims) arising out of, relating to, or
5 in connection with, the institution, prosecution, assertion, settlement or resolution of the Litigation or
6 the Released Claims.

7 12. The Notice of Pendency and Proposed Settlement of Class Action ("Notice") given to
8 the Settlement Class was the best notice practicable under the circumstances, including the
9 individual notice to all Members of the Settlement Class who could be identified through reasonable
10 effort. Said Notice provided the best notice practicable under the circumstances of those
11 proceedings and of the matters set forth therein, including the proposed settlement set forth in the
12 Stipulation, to all Persons entitled to such notice. The Notice and the Summary Notice fully satisfied
13 the requirements of Federal Rule of Civil Procedure 23 and the requirements of due process.

14 13. Any plan of allocation submitted by Co-Lead Counsel or any order entered regarding
15 any attorney fee and expense application shall in no way disturb or affect this Final Judgment and
16 shall be considered separate from this Final Judgment.

17 14. Neither the Stipulation nor the settlement contained therein, nor any act performed or
18 document executed pursuant to or in furtherance of the Stipulation or the settlement: (a) is or may be
19 deemed to be or may be used as an admission of, or evidence of, the validity of any Released Claim,
20 or of any wrongdoing or liability of the Defendants, or (b) is or may be deemed to be or may be used
21 as an admission of, or evidence of, any fault or omission of any of the Defendants in any civil,
22 criminal or administrative proceeding in any court, administrative agency or other tribunal.
23 Defendants may file the Stipulation and/or the Judgment from this action in any other action that
24 may be brought against them in order to support a defense or counterclaim based on principles of *res*
25 *judicata*, collateral estoppel, release, good faith settlement, judgment bar or reduction, or any theory
26 of claim preclusion or issue preclusion or similar defense or counterclaim.

27 15. Without affecting the finality of this Judgment in any way, this Court hereby retains
28 continuing jurisdiction over: (a) implementation of this settlement and any award or distribution of
[PROPOSED] AMENDED FINAL JUDGMENT AND ORDER OF DISMISSAL WITH
PREJUDICE - C-01-2661-MMC

1 the Settlement Fund, including interest earned thereon; (b) disposition of the Settlement Fund;
2 (c) hearing and determining applications for attorney fees, interest and expenses in the Litigation;
3 and (d) all Parties for the purpose of construing, enforcing and administering the Stipulation.

4 16. The Court finds that during the course of the Litigation, the Parties and their
5 respective counsel at all times complied with the requirements of Federal Rule of Civil Procedure
6 11.

7 17. In the event that the settlement does not become effective in accordance with the
8 terms of the Stipulation, or the Effective Date does not occur, or in the event that the Settlement
9 Fund, or any portion thereof, is returned to the Defendants or their insurers, then this Judgment shall
10 be rendered null and void to the extent provided by and in accordance with the Stipulation and shall
11 be vacated and, in such event, all orders entered and releases delivered in connection herewith shall
12 be null and void to the extent provided by and in accordance with the Stipulation.

13 IT IS SO ORDERED.

14
15 DATED: October 31, 2008


THE HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE

16
17 Submitted by:

18
19 COUGHLIN STOIA GELLER
20 RUDMAN & ROBBINS LLP
21 JOHN K. GRANT
22 100 Pine Street, Suite 2600
San Francisco, CA 94111
Telephone: 415/288-4545
415/288-4534 (fax)

23 COUGHLIN STOIA GELLER
24 RUDMAN & ROBBINS LLP
25 EX KANO S. SAMS II
26 9601 Wilshire Blvd., Suite 510
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1 COUGHLIN STOIA GELLER RUDMAN &
2 ROBBINS LLP
3 JOY ANN BULL
4

5 s/ Joy Ann Bull
6 JOY ANN BULL

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8 San Diego, CA 92101-3301
Telephone: 619/231-1058
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9 WEISS & LURIE
10 JOSEPH H. WEISS
551 Fifth Avenue, Suite 1600
New York, NY 10176
11 Telephone: 212/682-3025
212/682-3010 (fax)

12 WEISS & LURIE
13 JORDAN L. LURIE
LEIGH A. PARKER
14 10940 Wilshire Blvd., 24th Floor
Los Angeles, CA 90024
15 Telephone: 310/208-2800
310/209-2348 (fax)

16 Co-Lead Counsel for Plaintiffs

17 S:\Settlement\Exodus.set\AMENDED FINAL JUDGMENT 00054140.doc
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT 1

EXODUS
EXCL00001*

Exclusion

DISTRICT COURT
ICT OF CALIFORNIA

RECEIVED TS

AUG 25 2008

CLAIMS CENTER

Master File No. C-01-2661-MMC

CLASS ACTION

This Document Relates To:

ALL ACTIONS.

PROOF OF CLAIM AND RELEASE

I. GENERAL INSTRUCTIONS

1. To recover as a Member of the Settlement Class based on your claims in the action entitled *In re Exodus Communications, Inc. Securities Litigation*, Master File No. C-01-2661-MMC (the "Litigation"), you must complete and, on page 10 hereof, sign this Proof of Claim and Release. If you fail to file a properly addressed (as set forth in paragraph 3 below) Proof of Claim and Release, your claim may be rejected and you may be precluded from any recovery from the Settlement Fund created in connection with the proposed settlement of the Litigation.

2. Submission of this Proof of Claim and Release, however, does not assure that you will share in the proceeds of settlement in the Litigation.

3. **YOU MUST MAIL YOUR COMPLETED AND SIGNED PROOF OF CLAIM AND RELEASE POSTMARKED ON OR BEFORE NOVEMBER 5, 2008, ADDRESSED AS FOLLOWS:**

Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

If you are NOT a Member of the Settlement Class (as defined in the Notice of Pendency and Proposed Settlement of Class Action) DO NOT submit a Proof of Claim and Release form.

4. If you are a Member of the Settlement Class, and you do not timely request exclusion, you are bound by the terms of any judgment entered in the Litigation, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM AND RELEASE.

II. CLAIMANT IDENTIFICATION

1. If you acquired Exodus securities and held the certificate(s) in your name, you are the beneficial acquirer as well as the record acquirer. If, however, the certificate(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial acquirer and the third party is the record acquirer.

2. Use Part I of this form entitled "Claimant Identification" to identify each acquirer of record ("nominee"), if different from the beneficial acquirer of Exodus securities that forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL ACQUIRER OR ACQUIRERS, OR THE LEGAL REPRESENTATIVE OF SUCH ACQUIRER OR ACQUIRERS OF THE EXODUS SECURITIES UPON WHICH THIS CLAIM IS BASED.

3. All joint acquirers must sign this claim. Executors, administrators, guardians, conservators and trustees must complete and sign this claim on behalf of Persons represented by them and their authority must accompany this claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. CLAIM FORM

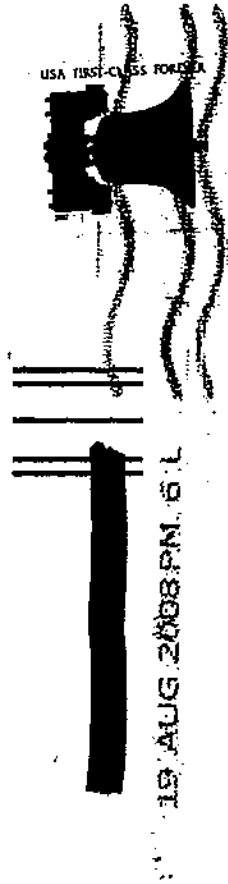
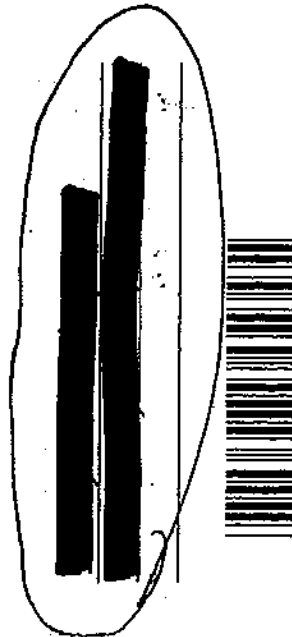
1. Use Part II of this form entitled "Schedule of Transactions in Exodus Securities" to supply all required details of your transaction(s) in Exodus securities. If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

*We do not wish to be a
Member of The Settlement Class.
M. D. Smith*

Exhibit 1

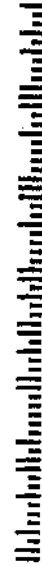
August 14, 2008

Virginia A. Smith



Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

EXODI





*EXOD1
EXCL0002

JPMorgan

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AUG 29 2008

CLAIMS CENTER

August 28, 2008

Exodus Communications Securities Litigation
ATTN: Exclusions Dept.
C/O Gilardi & Co LLC
3301 Kerner Blvd.
San Rafael, CA 94901

RE: Exodus Communications Securities Litigation

Dear Gilardi :

The following JPMorgan account [REDACTED] ARTHRITIS CLINIC P/S DR
RANGARAJ 158 hereby requests exclusion from the Exodus Communications Securities
Litigation.

Attached is a report detailing transactions for account [REDACTED] If you have any
questions or require further documentation please contact Georgi Popov at [REDACTED]

Sincerely,

Georgi Popov
Class Action Specialist

Account #	CUSIP	Asset Name	Transaction Type	Trade Date	Shares	Price Per Share	Net Amount	Misc Info
	302088109	Exodus Communications	B	4/20/2000	100.00			
	302088109	Exodus Communications	Stock Split	6/21/2000	100.00			Slk Div Stock Split
	302088109	Exodus Communications	P	4/4/2001	800.00	6.38	5100.00	
	302088109	Exodus Communications	U	9/25/2001	1000.00			

EXOD1 00002 2/2

Apply shipping documents on this side.

For UPS Next Day Air services, there is no weight limit for envelopes containing letters, business correspondence, urgent documents, and electronic media. When a UPS Next Day Air service is selected, UPS Express Envelopes containing items other than those listed above are subject to the corresponding rates for the applicable weight.

For UPS Worldwide Express, the UPS Express Envelope may be used only for documents of no commercial value. There is no limit on the weight or number of pages you can enclose.

- For UPS 2nd Day Air services, UPS Express Envelopes weighing one pound or more are subject to the corresponding rates for the applicable weight.

- Do not send cash or cash equivalent.

Do not use this envelope for:

UPS Ground

UPS Standard

UPS 3 Day Select®

UPS Worldwide ExpeditedSM

PCS OPERATIONS - CHUCK FAY
JP MORGAN PCS OPERATIONS

LTR

SHIP TO:
EXODUS COMMUNICATIONS EXCLUSION
GILARDI & CO. LLC
3301 KERNER BLVD
SAN RAFAEL CA 94901

GLIARDI &
3301 KERNER BLVD

SAN RAFAEL CA 94901-4858

NT: S: IN
WILLIAM BOTTOM

123-1021

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INVELCO CASARITA AVE 29 08:00:37 2008
B 9480 NIP 7.0.6 INF4400

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AUG 29 2008

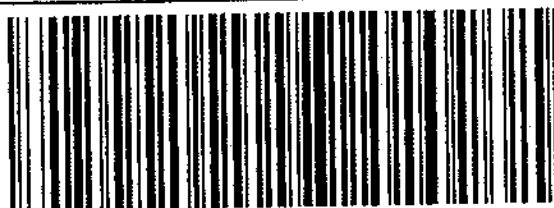
CA 949-0-02



UPS NEXT DAY AIR

TRACKING #: 1Z 00X 0W6 01 5218 6229

1



BILLING: DVP

Account ID: 60726 SP SUPPORT

US 9,049

LP2844 81.0A 07/2008

Unauthorized Release - This document contains information which may be exempt from release under the provisions of the Freedom of Information Act (5 U.S.C. 552). It is being released to you as a matter of public interest. The information contained herein is not to be distributed outside your agency without prior approval of the originating agency.

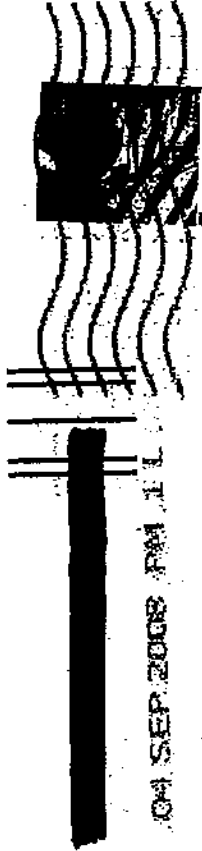
EXCLUSION

international Shipping Notice — Carriage hereunder may be subject to the rules relating to liability and other terms and/or conditions established by the Convention for the Unification of Certain Rules Relating to International Carriage by Air (the "Warsaw Convention") and/or the Convention on the Contract for the International Carriage of Goods by Road (the "CMR Convention"). These commodities, technology or software were exported from the U.S. in accordance with the Export Administration Regulations. Diversion contrary to U.S. law prohibited.

Ma Mulzer

Andrea Mulzer

Andrea Mulzer



Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

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SEP 08 2008

CLAIMS CENTER

EXOD1





*EXOD1-
EXCLOM001

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SEP 09 2008
CLAIMS CENTER

[REDACTED]

Mulzer L.P.

[REDACTED]

[REDACTED]

Sept. 2, 2008

Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
PO Box 8040
San Rafael, CA 94912-8040

Re claim; Exodus Securities Litigation

Dear Sirs:

K&A Mulzer LP wishes not to participate in the settlement relief offered by your firm for the above mentioned claim and request exclusion. Please put my company on your "do not represent on any class action litigation" list.

Thank you

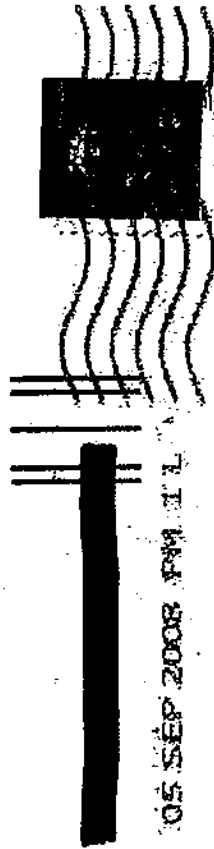
Kenneth Mulzer GP

Kenneth Mulzer GP
K&A Mulzer LP

[REDACTED]

[REDACTED]

[REDACTED]



05 SEP 2008 PM 11



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SEP 09 2008
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Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

EXOD1



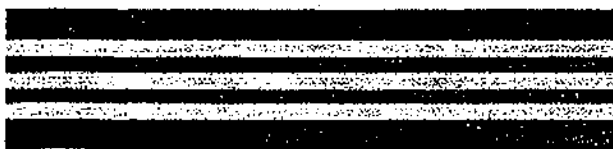


EXOD-
EXCLO0005

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J Mulzer



Sept. 2, 2008

Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
PO Box 8040
San Rafael, CA 94912-8040

Re claim; Exodus Securities Litigation

Dear Sirs:

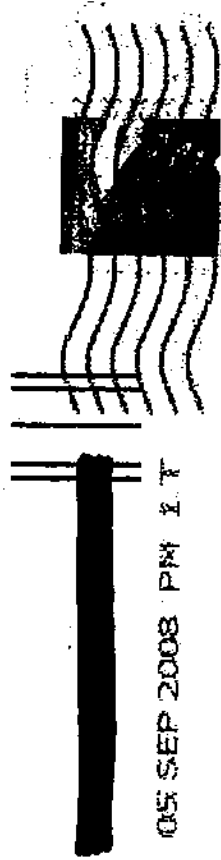
I wish not to participate in the settlement relief offered by your firm for the above mentioned claim and request exclusion. Please put my name on your "do not represent on any class action litigation" list.

Thank you

Kristin J Mulzer

Kristin J Mulzer





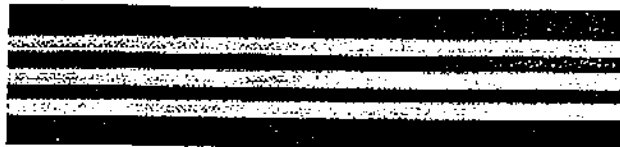

Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

RECEIVED AA.

SEP 09 2008
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EXOD1



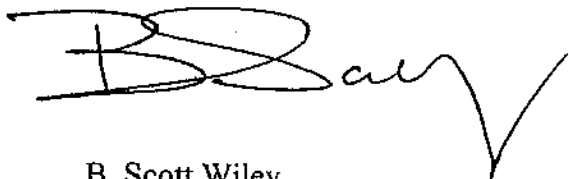
SEP 15 2008
CLAIMS CENTERB. Scott Wiley


September 12, 2008

Exodus Securities Litigation
EXCLUSIONS
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

I wish to be excluded from In re Exodus Communications, Inc. Securities Litigation, Master File No. C-01-2661-MMC. Enclosed please find a copy of my brokerage trades verifying my buying and selling of Exodus during the periods in question.

Cordially,

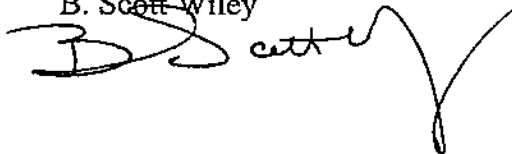


B. Scott Wiley

To Whom It May Concern:

I, lived in [REDACTED] from July, 2001 to June, 2002. During that time I acquired EXODUS common shares and lost substantial funds as a result of their subsequent bankruptcy. I am one of those shareholders who believe that I was purposely misled by the company representatives. Less than a month prior to Exodus' announced bankruptcy I made a trip to their campus and requested to see a shareholder representative. The secretary in the lobby made a phone call forwarding my request. As I waited I noted the appearance of a tall gentlemen gliding down an open mezzanine above me with his arms outstretched in bird fashion, which elicited a snicker from the secretary who had evidently called him. He traversed the staircase and introduced himself as the Vice President of Customer Relations. In a condescending and dismissive manner, he assured me that Exodus was financially sound, viable and in so many words that Exodus was in no danger of going under. In hindsight I have often thought that he was correct. When the company was absorbed by Cable Wireless I am sure he and many other seniors maintained their positions; that the "We" he was referring to did not include the shareholder. He was either woefully uninformed or woefully callused.

B. Scott Wiley

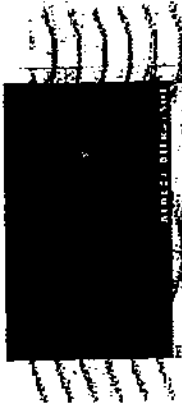


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2/2

B. Scott Wiley
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
12 SEP 2008 PM 3:11



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Exodus Securities litigation

EXCLUSIONS

Claims Administrator

c/o Gilardi & Co. LLC

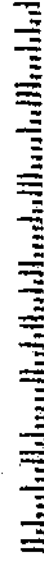
P.O. Box 8040

San Rafael, CA. 94912-8040

SEP 15 2008

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34512+5040



SEP 16 2008

CLAIMS CENTER

9-11-08... CLAIMS ADMINISTRATOR
EXODUS SECURITIES

I WISH TO BE EXCLUDED FROM
ANY AND ALL DOINGS REGARDING
LAWSUITS AND SETTLEMENTS ETC
(MAILINGS ETC) HAVING TO DO
WITH EXODUS.

MARTHA A. ARMBRUSTER

ACQUIRED 100 SHARES EXDS
AT \$51.15 ON 6-21-2000: EXECUTED
6-26-2000: SETTLEMENT

PRINCIPAL	5,175.00
Commission	49.50
	<hr/>
	5,224.50

IS THIS CLEAR? IT'S OVER!
BAD INVESTMENT - I'VE MOVED ON

THANK YOU. *Martha A. Armbruster*



SEP 2008 PM 9

M. Brewster
[Redacted]



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Exodus Securities Litigation
Claims Administrator
c/o Gillardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

EXOD1



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Sept 9, 2008

Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box
San Rafael, CA 94912-8040

I want to exclude myself from the Settlement Class in re Exodus Communications, Inc Securities Litigation, Master File No C-01-2661-MMC


Helen M. Philpott
[REDACTED]
[REDACTED]
[REDACTED]

of Shares 150
Bought Oct 20, 2000
Sold May 2, 2001

P.S. This is my current address, different from the one you have on File.

SEP 22 2008

CLAIMS CENT

September 19, 2008

To Whom It May Concern:

After receiving a "Settlement of Class Action" notice in the mail, we have decided to send this "Exclusion Request" letter asking to be excluded from the Class Action listed below:

In re Exodus Communications, Inc. Securities Litigation,
Master File No. C-01-2661-MMC

Thank you,

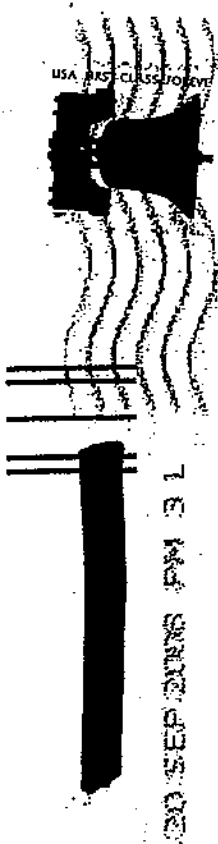
Gordon Tam

Leeanne Denise Tam

Gordon Tam

Leeanne Denise Tam





Leeanne Tam



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SEP 22 2008
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Exodus Securities Litigation
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

EXODI



SEP 29 2008
CLAIMS CENTER

NY OF THE WEST

TCW

September 26, 2008

MARGARET A. JONES
ASSISTANT VICE PRESIDENT

Exodus Securities Litigation
EXCLUSIONS
Claims Administrator
c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

Re: [REDACTED] Hi Charitable Rem-MC

Mr. & Mrs. Jon Kayyem

Jon Kayyem requests exclusion from the Exodus Securities Litigation
Class Action No. C-01-2661-MMC

Signed by: Margaret Jones

Margaret Jones

Trust Company of the West as Custodian for [REDACTED] Hi Charitable
Rem-MC [REDACTED]

Tel: [REDACTED]
Fax: [REDACTED]

List of Transactions:

TCW Account Number	TCW Account Name	CUSIP	Trans	Trade Date	Base Unit Price	Shs	Total Dollar Amount	IBT	Custodian Account Number
[REDACTED]	IFIN, LP-MC	302088109	Buy	11/06/00	34.75	500	-17375.00	IBT	[REDACTED]
[REDACTED]	IFIN, LP-MC	302088109	Sell	12/22/00	22.89	-50	1144.51	IBT	[REDACTED]
[REDACTED]	IFIN, LP-MC	302088109	Sell	12/26/00	22.45	-50	1122.36	IBT	[REDACTED]
[REDACTED]	IFIN, LP-MC	302088109	Sell	12/27/00	20.31	-50	1015.55	IBT	[REDACTED]
[REDACTED]	IFIN, LP-MC	302088109	Sell	06/21/01	1.36	-350	477.21	IBT	[REDACTED]
[REDACTED]	HI CHARITABLE REM-MC	302088109	Buy	06/13/01	6.27	750	-4702.50	IBT	[REDACTED]
[REDACTED]	HI CHARITABLE REM-MC	302088109	Sell	06/21/01	1.36	-750	1022.59	IBT	[REDACTED]

[REDACTED]
Feb 20 2007 7:09AM Kayyem [REDACTED] p.1

February 20, 2007

Rosa Gutierrez
[REDACTED]

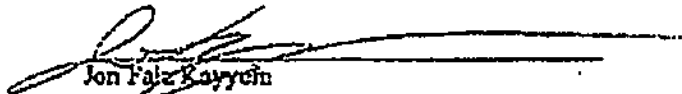
Re: IFIN, LP - Tax ID [REDACTED]
Kayyem Living Trust - [REDACTED]
HI CRUT - Tax ID [REDACTED]

Dear Rosa,

Please be advised that IFIN, LP, Kayyem Living Trust, and HI CRUT do not wish to participate in any class action lawsuits related to their securities held in their TCW accounts, past or present. Please let this letter serve as standing notice not to participate in them at any time for the above referenced accounts.

Thank you for your attention to this matter.

Sincerely,


Jon Falk Kayyem

Cc: Kerrie Riker, Acacia Wealth Advisors, LLC [REDACTED]

00010

2/5

Jones, Margaret

From: McCarthy, Michael P. [REDACTED]
Sent: Wednesday, March 14, 2007 1:02 PM
To: Jones, Margaret; Class Action Desk; MW-GSS-Regulatory Reporting
Cc: Stokes, Karen
Subject: RE: Exclusion From All Class Actions Request

Hi Margaret,

We will have those accounts excluded from our database and we will not file for any actions going forward.

Thank you,

Mike McCarthy
Class Actions
 [REDACTED]

From: Jones, Margaret [REDACTED]
Sent: Wednesday, March 14, 2007 4:01 PM
To: Class Action Desk; MW-GSS-Regulatory Reporting
Cc: Jones, Margaret; Stokes, Karen
Subject: Exclusion From All Class Actions Request
Importance: High

Per the attached request, do not file any class action claims on behalf of the following accounts. Please confirm that the followings accounts will be excluded from all class actions.

PF #:	[REDACTED]	[REDACTED]	[REDACTED]
A/C No:	[REDACTED]	[REDACTED]	[REDACTED]
Portfolio Name:	IFIN, LP-CC	IFIN, LP	IFIN, LP
Tax ID:	[REDACTED]	[REDACTED]	[REDACTED]
Contact Name:	Mr. & Mrs. Jon Kayyem	Mr. & Mrs. Jon Kayyem	Mr. & Mrs. Jon Kayyem
Address	[REDACTED]	[REDACTED]	[REDACTED]
Telephone No.	[REDACTED]	[REDACTED]	[REDACTED]
PF #:	[REDACTED]	[REDACTED]	
A/C No:	[REDACTED]	[REDACTED]	
Portfolio Name:	HI CHARITABLE REM	HI CHARITABLE REM-MC	
Tax ID:	[REDACTED]	[REDACTED]	
Contact Name:	Mr. & Mrs. Jon Kayyem	Mr. & Mrs. Jon Kayyem	
Address	[REDACTED]	[REDACTED]	
Telephone No.	[REDACTED]	[REDACTED]	
PF #:	[REDACTED]		
A/C No:	[REDACTED]		
Portfolio Name:	KAYYEM FAMILY TRUST		
Tax ID:	[REDACTED]		
Contact Name:	Mr. & Mrs. Jon Kayyem		

3/14/2007

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3/5

Address

[REDACTED]

Telephone No.

[REDACTED]

Thank you very much for your assistance in this matter.

Sincerely,
-Margaret Jones

Margaret Jones | AVP | Trust Company of the West |

phone: [REDACTED] fax: [REDACTED] email: [REDACTED]

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3/14/2007

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4/5

Jones, Margaret

From: Pool Richard J [REDACTED]
Sent: Wednesday, September 12, 2007 10:17 AM
To: Jones, Margaret
Subject: Never File Accounts

Per our previous agreement, here is the list of accounts for which we will never file class actions.

Richard

IFIN Always Exclude/Never File

Mellon AC #	TCW PF #	Name
[REDACTED]	[REDACTED]	IFIN, LP-CC
[REDACTED]	[REDACTED]	IFIN, LP-LV
[REDACTED]	[REDACTED]	Kayyem Family Trust
[REDACTED]	[REDACTED]	Hi Charitable Rem
[REDACTED]	[REDACTED]	IFIN, LP-MC
[REDACTED]	[REDACTED]	Hi Charitable Rem-MC

Richard J. Pool
BNY Mellon Asset Servicing

[REDACTED]

[REDACTED]

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9/12/2007

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2008

Exclusion Request

Attn: Claims Administrator

I, Domenica M. Macerata, want to be excluded
from In re Exodus Communications, Inc.

Securities Litigation, Master File No. C-01-2661-MMC

I do not know (if any) the number of shares
of Exodus securities acquired, the number
of shares sold and the dates of such
acquisitions and sales, between

April 20, 2000 and September 25, 2001.

This would have been handled by my
Financial Advisor at Morgan Stanley, Erie, PA.

I do not want to participate and I want to be
excluded.

DOMENICA M. MACERATA

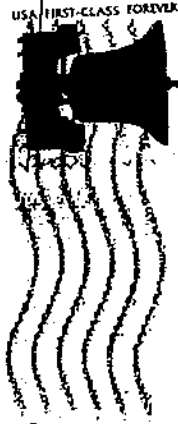
Domenica M. Macerata



Ms. Domenica Macerata



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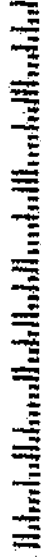
*Exodus Securities Litigation
Exclusions
Claims Administrator
c/o Bilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040*

RECEIVED *A.A.*

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September 30, 2008

Exodus Securities Litigation
EXCLUSIONS
Claims Administrator
c/o Gilardi & Co. LLC
P. O. Box 8040
San Rafael, CA 94912-8040

Dear Claims Administrator:

I would like to be excluded from In re Exodus Communications, Inc. Securities Litigation,
Master File No. C-01-2661-MMC.

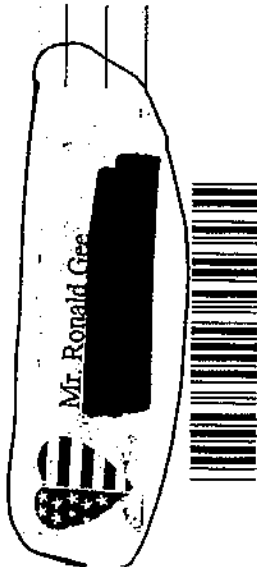
My name is Ronald Gee, [REDACTED]

I bought 100 shares of Exodus Communications on July, 13, 2000, at \$4,893.75. These shares
were never sold.

Yours truly,

Ronald Gee

Ronald Gee



Exodus Securities Litigation, *EXCLUSIONS*

Claims Administrator

c/o Gilardi & Co. LLC

P.O. Box 8040

San Rafael, CA 94912-8040

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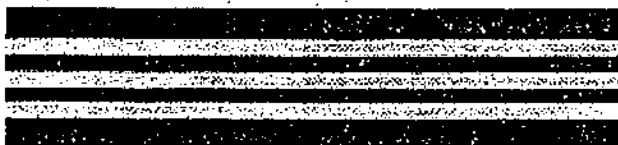


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EXCL0019

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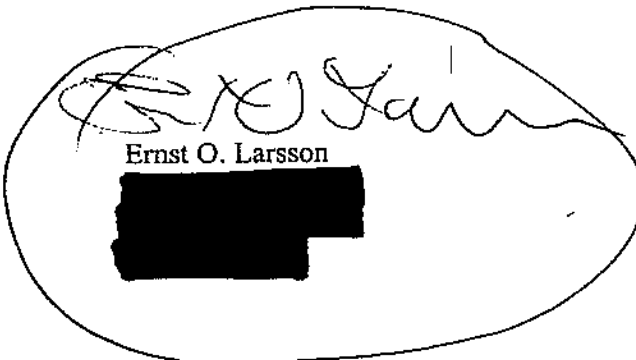
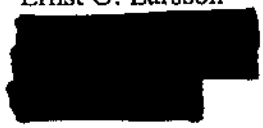
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Exodus Securities Litigation
EXCLUSIONS
Claims Administrator
c/o Gilardi & Co LLC
P. O. Box 8040
San Rafael, CA 94912-8040

Gentlemen:

As the purchaser of 200 shares of Exodus common stock on 4/28/2000 and simultaneous seller of 2 June 110 call contracts, I wish to be excluded from In re Exodus Communications Inc Securities Litigation, Master File No. C-01-2661 MMC.


Ernst O. Larsson


harrison
[Redacted]
[Redacted]
[Redacted]



14 OCT 2008 PM 3

LET US DARE
THINK, SPEAK
John Adams
[Redacted]



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c/o Gilardi & Co. LLC
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c/o Gilardi & Co. LLC
P.O. Box 8040
San Rafael, CA 94912-8040

To Whom It May Concern:

Regrettably, I must ask to be excluded from *In re Exodus Communications, Inc. Securities Litigation*, Master File No. C-01-2661-MMC, since I am already a settlement class member of *In re Merrill Lynch Research Reports Securities Litigation*.

Shares of Exodus securities purchased between April 20, 2000 and September 25, 2001:

750 shares 12/4/2000
750 shares 3/21/2001
500 shares 4/3/2001
1000 shares 4/12/2001
1500 shares 4/20/2001
500 shares 4/20/2001
2000 shares 6/19/2001
6000 shares 6/21/2001

Shares of Exodus securities sold between April 20, 2000 and September 25, 2001:

1000 shares 3/29/2001
1500 shares 4/11/2001
1000 shares 4/20/2001
1000 shares 7/6/2001

Name: John E Hulme

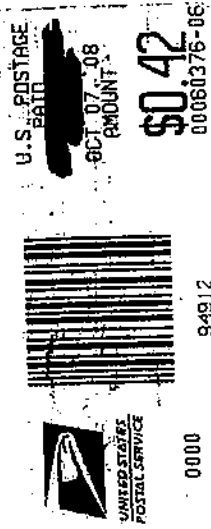
Address:

Telephone Number:

Signature:

John E. Hulme

John Hulme



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c/o Gilardi & Co. LLC
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San Rafael, CA 94912-8040

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To Whom It May Concern:

Regrettably, I must ask to be excluded from *In re Exodus Communications, Inc. Securities Litigation*, Master File No. C-01-2661-MMC, since I am already a settlement class member of *In re Merrill Lynch Research Reports Securities Litigation*.

Shares of Exodus securities purchased between April 20, 2000 and September 25, 2001:

500 shares 4/20/2000 (1000 shares after 6/21/2000 2-for-1-split)
375 shares 3/30/2001
875 shares 6/19/2001
2000 shares 6/25/2001
2000 shares 8/15/2001
1000 shares 8/21/2001
2500 shares 9/24/2001

Shares of Exodus securities sold between April 20, 2000 and September 25, 2001:

750 shares 12/4/2000
1500 shares 3/7/2001

Name: John E Hulme Prof Svcs Keogh Plan

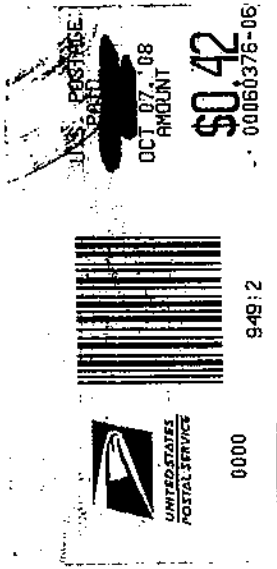
Address:

Telephone Number:

Signature:

John E. Hulme

John Hulme



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